IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

-

WRIT PETITION No.25276 of 2004

Between:

T. Hiranmayi, w/o Venugopal Reddy,
R/o Kothapalli Haveli, Karimnagar Mandal & District,

..... PETITIONER

AND

1 The Gram Panchayath, rep. by its Executive Officer, Kothapalli Haveli, Karimnagar Mandal and District.
2 The Executive Engineer, Panchayat Raj, Karimnagar.
3 The District Collector (PR), Karimnagar.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of a Writ of Mandamus declaring the action of the respondents in proposing to demolish the house of the petitioner bearing H.No.9-133, 9-134 situated at Kothapalli (Haveli), Kothapalli Village,Karimnagar Mandal and District for the purpose of road widening without issuing any notice or following the due process of law as arbitrary and illegal.

Counsel for the Petitioner:MR.S.SATYAM REDDY

Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court made the following:

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.25276 of 2004

ORDER:

The petitioner is a resident of Kothapalle Haveli in Karimnagar District. He filed writ petition apprehending that the respondents might demolish the petitioner's house and property for laying down road in a World Bank Package scheme. No material is placed before this Court with regard to the allegation that World Bank Package scheme is being implemented or the apprehension is well founded. However, this Court has no reason to believe that the respondents would resort to high-handed action to deprive the petitioner of his property (if he is really the owner). It is needless to say that if any person has to be deprived of his property, due process of law has to be followed.

The writ petition, with the above observations, is dismissed.

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V.V.S.RAO,J

December 31, 2004.

YS

To

1 The Gram Panchayath, rep. by its Executive Officer, Kothapalli Haveli, Karimnagar Mandal and District.
2 The Executive Engineer, Panchayat Raj, Karimnagar.
3 The District Collector (PR), Karimnagar.

4 Two CCs to the Government Pleader for Panchayat Raj & Rural

Development, High Court Buildings, Hyderabad (O.U.T)

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